

HOUSE BILL 1043

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HB 398/00 - ENV

2001 Regular Session
11r2235

By: **Delegate Stocksdale**

Introduced and read first time: February 9, 2001

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Hunting Licenses - Private Farmland - Exception for Relatives**

3 FOR the purpose of adding certain persons to the list of persons who are not required
4 to obtain a hunting license for hunting in certain areas; and generally relating to
5 exceptions to the requirement to obtain a hunting license before hunting.

6 BY repealing and reenacting, without amendments,
7 Article - Natural Resources
8 Section 10-301(a)
9 Annotated Code of Maryland
10 (2000 Replacement Volume)

11 BY repealing and reenacting, with amendments,
12 Article - Natural Resources
13 Section 10-301(b)
14 Annotated Code of Maryland
15 (2000 Replacement Volume)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Natural Resources**

19 10-301.

20 (a) To provide a fund to pay the expense of protecting and managing wildlife,
21 and preventing unauthorized persons from hunting them, a person may not hunt or
22 attempt to hunt during open season and in any permitted manner any game birds and
23 mammals in the State without first having procured either a resident or nonresident
24 hunter's license. A person may not hunt or attempt to hunt nongame birds and
25 mammals in Baltimore County or Frederick County without first obtaining a license.
26 A permanent resident of a government reservation may obtain a resident hunter's
27 license.

28 (b) (1) The following persons are not required to obtain a hunter's license:

1 (i) With respect to hunting on farmland only:

2 1. Except as provided in paragraph (2) of this subsection, the
3 owner of the farmland and the owner's spouse, children, [and] STEPCHILDREN,
4 ADOPTED CHILDREN, children's [spouse] SPOUSES, AND GRANDCHILDREN,
5 INCLUDING THE STEPCHILDREN AND ADOPTED CHILDREN OF THE OWNER'S
6 CHILDREN, STEPCHILDREN, AND ADOPTED CHILDREN; and

7 2. A tenant and the tenant's spouse, children, and, if residing
8 on the farmland, children's [spouse] SPOUSES. A tenant is a person holding land
9 under a lease, or a sharecropper who resides in a dwelling on the land, but a tenant
10 does not include any employee of the owner or tenant;

11 (ii) Any resident serving in the armed forces of the United States
12 while on leave in the State, during the resident's leave period, if, while hunting, the
13 resident possesses a copy of the resident's official leave order; and

14 (iii) Any unarmed person participating in an organized foxhunt.

15 (2) The provisions of paragraph (1)(i)1 of this subsection do not apply to
16 a nonresident owner of farmland.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 June 1, 2001.